

House File 2465

HOUSE FILE _____
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HF 487)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing requirements for persons contracting with the
2 state.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 HF 2465
5 jp/es/25

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1 1 Section 1. NEW SECTION. 73.3A CONTRACT EMPLOYEE
1 2 SERVICES.
1 3 A person who contracts with a commission, board, committee,
1 4 officer, or other governing body of the state to provide
1 5 administrative, labor, or other services that would otherwise
1 6 be provided by state employees shall, as a condition of
1 7 receiving the contract, report all payments received under the
1 8 contract to the department of management. The department of
1 9 management shall annually prepare an analysis of the reports
1 10 and provide the analysis to the general assembly.
1 11 Sec. 2. NEW SECTION. 217.14 CONTRACTOR REQUIREMENTS.
1 12 1. A person contracting with the department of human
1 13 services to provide services shall be subject to all of the
1 14 requirements of this section.
1 15 2. In addition to the requirements of section 68B.7, a
1 16 person who has been employed by the department, for a period
1 17 of two years after the termination of the employment, shall
1 18 not contract with the department to provide services.
1 19 However, the prohibition under this subsection is not
1 20 applicable under any of the following circumstances:
1 21 a. The person is a subcontractor or is an employee of
1 22 another state department or an institution under the control
1 23 of the state board of regents.
1 24 b. If there is no longer a person with expertise in a
1 25 particular area employed by the department, the department may
1 26 contract for a limited period of time to secure the expertise.
1 27 c. The department has demonstrated a good faith effort to
1 28 fill a position that is critical to the health and safety of
1 29 departmental clients from a pool of applicants that does not
1 30 include former departmental employees, but was unsuccessful in
1 31 locating qualified candidates from the pool.
1 32 d. The person terminated employment with the department
1 33 due to a layoff or reduction in force.
1 34 e. The person terminated employment with the department
1 35 within twelve months of obtaining an advanced degree from an
2 1 accredited college or university and the degree qualified the
2 2 person to provide services that the person was not previously
2 3 qualified to provide.
2 4 3. A contractor shall have adequate liability insurance
2 5 for the services being performed.
2 6 4. A contractor shall be subject to evaluation
2 7 requirements, with preference given to evaluation performed by
2 8 an independent evaluator.
2 9 HF 2465
2 10 jp/es/25